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Alabama

Trails Commission

Post Office Box 5690 | Montgomery, Alabama 36103-5690

ENTERED
Office of Proceedings
March 8, 2018
Part of
Public Record

March 9, 2018

Surface Transportation Board
395 East Street S.W.
Washington, D. C. 20423-0001

Re: Request for 180-day NITU Extension for Negotiations
TENNESSEE, ALABAMA, AND GEORGIA RAILWAY COMPANY - ABANDONMENT
EXEMPTION - IN GADSDEN, ETOWAH COUNTY, ALA; docket Number: AB_290_335_x and
AB_290_340_X

Dear Members of the Surface Transportation Board:

This request is filed by the Alabama Trails Commission on behalf of the City of Gadsden, Alabama, a public entity, hereinafter referred to as the "proponent." The proponent remains engaged in discussions with Norfolk Southern Railway Company, the Tennessee, Alabama, and Georgia Railway Company, and the Alabama Trails Commission toward the desired outcome for all parties, which is an agreement regarding acquisition and trail use of the like and interconnecting lines owned by the company by the proponent.

The Alabama Trails Commission hereby requests and additional 180-day period effective March 9, 2018 in which to continue negotiations with the Tennessee, Alabama, and Georgia Railway Company, a totally owned subsidiary of Norfolk Southern Railway Company. Norfolk Southern is amenable to this extension and continued negotiations with the Alabama Trails Commission and the City of Gadsden, Alabama. Thank you for your consideration.


By my signature below, I service a copy of this statement upon Norfolk Southern Railway Company by email. This letter will be E-filed by the Alabama Trails Commission on the City of Gadsden's behalf.

Sincerely,



Amy Rauworth
Chairman

Cc Via E-mail:
Craig Orcutt, Norfolk Southern Railway Company
Shane Ellison, City of Gadsden
William A. Mullens, Baker & Miller PLLC

 GRANTED Office of Proceedings	DECISION ID NO.: <u>46318</u>
	DECIDED DATE: <u>3-13-18</u>
	SERVICE DATE: <u>3-14-18</u>
	APPROVED: <u>SAT Miller</u> Acting Director
	<input checked="" type="checkbox"/> <u>Extended to 9-5-18</u>

FILING FEE WAIVED

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BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS

2401 PENNSYLVANIA AVENUE, NW

SUITE 300

WASHINGTON, DC 20037

TELEPHONE: (202) 663-7820

FACSIMILE: (202) 663-7849

ENTERED

Office of Proceedings

March 9, 2018

Part of

Public Record

Crystal M. Zorbaugh

(202) 663-7831 (Direct Dial)

E-Mail: czorbaugh@bakerandmiller.com

March 9, 2018

Via E-Filing

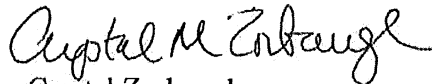
Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington DC 20423-0001

Re: The Alabama Great Southern Railroad Company – Abandonment Exemption – In Gadsden, Etowah County, Alabama, AB-290 (Sub-No. 335X);
and Tennessee, Alabama and Georgia Railway Company– Abandonment Exemption – In Gadsden, Etowah County, Alabama, AB-290 (Sub-No. 340X)

Dear Ms. Brown:

The Alabama Trails Commission, on behalf of the City of Gadsden ("City"), has requested by letter dated March 9, 2018 that the Board extend the period of time allowed for the parties to negotiate interim trail use/rail banking ("NITU") in the above-captioned proceedings.¹ The Alabama Great Southern Railroad Company and Tennessee, Alabama, and Georgia Railway Company hereby notify the Board that they have not yet consummated the abandonment and desire to consent to the City's request for a 180-day extension of the negotiation period for a possible NITU arrangement on the rail lines that are the subject of the above-referenced proceedings.

Sincerely,



Crystal Zorbaugh

Attorney for The Alabama Great Southern Railroad
Company and Tennessee, Alabama, and Georgia
Railway Company

cc: All Parties of Record
Greg Summy
Laura Hoag
Scott Plum

¹ Per the Board's last stamp decision served September 19, 2017, the NITU period expires today, March 9, 2018.

Alabama

Trails Commission

Post Office Box 5690 | Montgomery, Alabama 36103-5690

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ENTERED

Office of Proceedings

September 12, 2017

Part of

Public Record

September 6, 2017

Surface Transportation Board
395 East Street S.W.
Washington, D. C. 20423-0001

Re: Request for 180-day NITU Extension for Negotiations
TENNESSEE, ALABAMA, AND GEORGIA RAILWAY COMPANY - ABANDONMENT
EXEMPTION - IN GADSDEN, ETOWAH COUNTY, ALA; docket Number: AB_290_335_x and
AB_290_340_X

Dear Members of the Surface Transportation Board:

This request is filed by the Alabama Trails Commission on behalf of the City of Gadsden, Alabama, a public entity, hereinafter referred to as the "proponent." The proponent remains engaged in discussions with Norfolk Southern Railway Company, the Tennessee, Alabama, and Georgia Railway Company, and the Alabama Trails Commission toward the desired outcome for all parties, which is an agreement regarding acquisition and trail use of the like and interconnecting lines owned by the company by the proponent.

The Alabama Trails Commission hereby requests and additional 180-day period effective September 10, 2017 in which to continue negotiations with the Tennessee, Alabama, and Georgia Railway Company, a totally owned subsidiary of Norfolk Southern Railway Company. Norfolk Southern is amenable to this extension and continued negotiations with the Alabama Trails Commission and the City of Gadsden, Alabama. Thank you for your consideration.


By my signature below, I service a copy of this statement upon Norfolk Southern Railway Company by email. This letter will be E-filed by the Alabama Trails Commission on the City of Gadsden's behalf.

Sincerely,



Amy Rauworth
Chairman

Cc Via E-mail:
Craig Orcutt, Norfolk Southern Railway Company
Shane Ellison, City of Gadsden
William A. Mullens, Baker & Miller PLLC

 GRANTED Office of Proceedings	DECISION ID NO.: <u>46038</u>
	DECIDED DATE: <u>9/18/17</u>
	SERVICE DATE: <u>9/19/17</u>
	APPROVED: <u>Rachelle Campbell</u> Director
<input checked="" type="checkbox"/> <u>extended to 3/9/18</u>	

FILED